

N. J. BATES
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193 EAST THIRD NORTH
RICHFIELD, UTAH

June 14, 1940.



State Engineer
Salt Lake City, Utah

Dear Sir:

I am requested by George H. Ormand of Boulder to inquire of you with reference to the distribution of water on East Boulder Creek. Apparently a decree was rendered a good many years ago by the District Court of Garfield County, setting out the respective rights of the various holders in terms of fractional parts of the streams in the various points of diversion. In recent years they have attempted to form a corporation but to control these waters and distribute them by some of the water users including Mr. Ormand, have never associated themselves with the corporation.

It now seems that some of the water users, possibly operating thru the corporation, have attempted to change the places of use of the water and because of such attempts, Mr. Ormand and some others feel that it is operating to their disadvantage.

There is some talk to the effect that your office has been requested to assume control and discharge or divide this water. It is my impression that within the last year or two there have been some applications made in your office to appropriate some of this water.

I am asked by Mr. Ormand to bring an action to determine these relative rights. Before doing so I thought it advisable to know whether or not your office had taken any action or whether the matter had been called to your attention, and if so, what your attitude will probably be.

Will you kindly inform me in the near future what your attitude will be with reference to these questions.

Very truly yours,

N. J. Bates